

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

KRIEGER, LTD. SRL,	)	
	)	
Plaintiff,	)	No. C08-4706 BZ
	)	
v.	)	<b>REVISED ORDER SCHEDULING</b>
	)	<b>JURY TRIAL AND PRETRIAL</b>
DESIGN WITHIN REACH, INC.,	)	<b>MATTERS</b>
	)	
	)	
Defendant.	)	
_____	)	

Having read Design Within Reach, Inc.'s motion for administrative relief regarding the case schedule in this action and Krieger's opposition, **IT IS HEREBY ORDERED** that the previous Order Scheduling Jury Trial And Pretrial Matters is modified as follows:

Trial Date: **Tuesday, February 16, 2010, 7 days**

Pretrial Conference: **Tuesday, 01/26/2010, 4:00 p.m.**

Last Day to Hear Dispositive Motions: **Wednesday, 12/16/2009**

Last Day for Expert Discovery: **Friday, 11/06/2009**

Last Day for Rebuttal Expert Disclosure: **Friday, 10/30/2009**

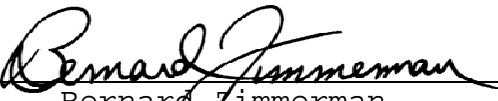
Last Day for Expert Disclosure: **Friday, 10/23/2009**

Close of Non-expert Discovery: **Friday, 10/16/2009**

1 The Court is troubled by a number of issues presented by  
2 the papers. First, planning to take a substantial amount of  
3 discovery shortly before the discovery cutoff is a recipe for  
4 disaster. Second, if scheduling issues arise and the parties  
5 cannot resolve them, the remedy is to request a telephone  
6 conference with the Court pursuant to paragraph 2 of the  
7 Pretrial Scheduling Order, not to seek a trial continuance or  
8 request a case management conference.

9 **IT IS THEREFORE ORDERED** that counsel for the parties  
10 shall meet and confer by **September 4, 2009** and develop a  
11 schedule for completing discovery within the new discovery  
12 cutoffs.

13 Dated: August 28, 2009

14   
15 Bernard Zimmerman  
United States Magistrate Judge

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17 ORDER.wpd  
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